

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4409

IN THE MATTER OF:

Served October 20, 1994

Application of JET TOURS USA, INC.,)
Trading as CITY TOURS, WASHINGTON,)
D.C., for a Certificate of Authority)
-- Irregular Route Operations)

Case No. AP-94-50

By application filed October 17, 1994, Jet Tours USA, Inc., trading as City Tours, Washington, D.C. (Jet or applicant), a New Jersey corporation, seeks a certificate of authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver.

Applicant is a respondent to a formal complaint lodged by Easy Travel, Inc., Carrier No. 162. The complaint is being stayed pending the outcome of this proceeding.¹

The application includes information regarding, among other things, applicant's corporate status, facilities, proposed tariff, finances, and regulatory compliance record. The application is available for inspection at the office of the Commission during its regular business hours.

Applicant proposes commencing operations with a 10-passenger van. Applicant's proposed tariff contains per capita rates for service between hotels, on the one hand, and Washington National Airport and Washington-Dulles International Airport, on the other. Applicant's proposed tariff also contains per capita rates for sightseeing.

In determining whether to grant or deny an application for a certificate of authority, the Compact at Title II, Article XI, Section 7 requires that the Commission determine whether an applicant is fit, willing, and able to perform the transportation properly and conform to the provisions of the Compact and the Commission's rules, regulations, and requirements and whether the transportation is consistent with the public interest. Pursuant to Commission Rule No. 6, this order and fulfillment of its requirements will provide notice of Jet's application for a certificate of authority.

¹ Easy Travel, Inc., v. Jet Tours, Inc., No. FC-94-01, Order No. 4410 (Oct. 20, 1994).

THEREFORE, IT IS ORDERED:

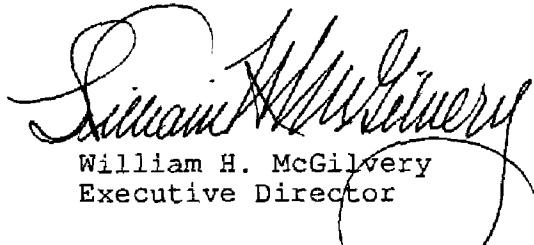
1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than November 1, 1994, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than November 22, 1994, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That any person wanting to protest the application, in accordance with Commission Rule No. 13 and Regulation No. 54-04(a), and any person wanting to comment on the application, in accordance with Regulation No. 54-04(a), shall file such protest or comment at the office of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036-5104, no later than November 22, 1994, and shall simultaneously serve a copy of such protest or comment on applicant's attorney, Steven Morey Greenberg, Esquire, Two University Plaza, Hackensack, NJ 07601.

4. That any person seeking a formal oral hearing on this matter, in accordance with Commission Regulation No. 54-04(b), shall request one no later than November 22, 1994, and shall simultaneously serve a copy of such request on applicant's attorney, Steven Morey Greenberg, Esquire, Two University Plaza, Hackensack, NJ 07601.

FOR THE COMMISSION:



William H. McGilvery
Executive Director